

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE**

In re:)	
)	Chapter 7
NIXON FORK MINING, INC., et al.,)	
)	Bankr. Case No. 99-2379 (JKF)
Debtors.)	
_____)	
)	
MESPELT & ALMASY MINING CO.)	
et al.,)	
)	
Appellants,)	Civil Action No. 04-1524 GMS
v.)	
)	
JEFFREY L. BURTCH, TRUSTEE,)	
)	
Appellee.)	
_____)	

NOTICE OF VOLUNTARY DISMISSAL

Mespelt & Almasy Mining Co., et al., Appellants, hereby voluntarily dismiss this case.

Dated: June 30, 2005

Respectfully submitted,

WERB & SULLIVAN



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So ordered, this ____ day
of _____, 2005.

HONORABLE GREGORY M. SLEET
UNITED STATES DISTRICT JUDGE

CERTIFICATE OF SERVICE

I, the undersigned, hereby certify that on June 30, 2005 I caused true copies of the foregoing document to be served on the parties listed below in the manner indicated.

VIA HAND DELIVERY

Adam Singer, Esquire
Robert Mallard, Esquire
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/s/ Robert D. Wilcox
Robert D. Wilcox(#4321)